



PATENT
Docket: 28-7034802001
03-0253 (US01)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
Robert F. Rioux, et al) Confirmation No.: 3903
Serial No.: 10/772,040) Group Art Unit: 3739
Filed: February 4, 2004) Examiner: William, Kenneth C.
For: ABLATION PROBE FOR)
DELIVERING FLUID THROUGH)
POROUS STRUCTURE)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR § 1.97 and 1.98, the items identified in this Supplemental Information Disclosure Statement (“IDS”) are brought to the attention of the Office. Copies of US Patents and US Patent Publications are not enclosed, pursuant to the US Patent & Trademark Office waiver of this requirement under 37 CFR § 1.98 (a)(2)(i) for patent applications filed after June 30, 2003. Copies of other cited references are enclosed.

The items identified in this IDS may or may not be “material” pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as “prior art” under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Services on the date shown below with sufficient postage as “First Class Mail” to addressee in an envelope addressed Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

3/24/06

Date of Deposit

Jocelyn L. Lee

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

- This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d) or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.
- However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.
- However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.
- This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311.
- The fee due under 37 CFR § 1.17(p) is submitted herewith.
- A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.
- This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted herewith.

STATEMENT UNDER 37 CFR § 1.97(e):

- Each item contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.
- No item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

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PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

- A check in the amount of _____ is enclosed for the above fee(s).
- Please charge \$180.00 to Deposit Account No. **50-1105** for the above fee(s).
- The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Vista IP Law Group's Deposit Account No. **50-1105**.

Respectfully submitted,

VISTA IP LAW GROUP LLP

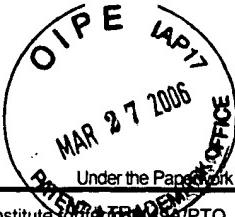
By:



Michael J. Bolan
Reg. No. 42,339

Dated: March 24, 2006

Customer No. 23410
VISTA IP LAW GROUP LLP
2040 Main Street, 9th Floor
Irvine, CA 92614



PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| <p>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p><i>(Use as many sheets as necessary)</i></p> | | Complete if Known | |
| | | <i>Application Number</i> | 10/772,040 |
| | | <i>Filing Date</i> | 02/04/2004 |
| | | <i>First Named Inventor</i> | Robert F. Rioux |
| | | <i>Art Unit</i> | 3739 |
| | | <i>Examiner Name</i> | Williams, Kenneth C. |
| Sheet | 1 | of | 1 |
| | | <i>Attorney Docket Number</i> | |
| | | 03-0253 (US01) | |

U.S. PATENT DOCUMENTS

| Examiner Initials * | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|---------------------|-----------------------|--|--------------------------------|--|---|
| | | Number - Kind Code ² (if known) | | | |
| | 1. | US-4,031,891 | 06-28-1977 | Jess | |
| | 2. | US- 4,512,768 | 04-23-1985 | Rangaswamy | |
| | 3. | US- 4,571,244 | 02-18-1986 | Kington | |
| | 4. | US- 5,507,743 | 04-16-1996 | Edwards et al. | |
| | 5. | US- 5,643,197 | 07-01-1997 | Brucker et al. | |
| | 6. | US- 5,697,281 | 12-16-1997 | Eggers et al. | |
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| | 9. | US- 5,868,740 | 02-09-1999 | LeVeen et al. | |
| | 10. | US- 6,071,280 | 06-06-2000 | Edwards et al. | |
| | 11. | US- 6,210,411 | 04-03-2001 | Hofmann et al. | |
| | 12. | US- 6,217,554 | 04-17-2001 | Green | |
| | 13. | US- 6,231,570 | 05-15-2001 | Tu et al. | |
| | 14. | US- 6,235,023 | 05-22-2001 | Lee et al. | |
| | 15. | US- 2001/0001819 | 05-24-2001 | Lee et al. | |
| | 16. | US- 6,241,710 | 06-05-2001 | Van Tassel et al. | |
| | 17. | US- 6,277,115 | 08-21-2001 | Saasat | |
| | 18. | US- 6,425,887 | 07-30-2002 | McGuckin et al. | |
| | 19. | US- 6,503,225 | 01-07-2003 | Kirsch et al. | |
| | 20. | US-2003/0078573 | 04-24-2003 | Truckai et al. | |
| | 21. | US-2004/0215185 | 10-28-2004 | Truckai et al. | |
| | 22. | US-2005/0055019 | 03-10-2005 | Skarda | |
| | 23. | US-2005/0059964 | 03-17-2005 | Fitz | |

FOREIGN PATENT DOCUMENTS

| | | | |
|-------------------------------|--|----------------------------|--|
| Examiner Signature | | Date Considered | |
|-------------------------------|--|----------------------------|--|

***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.¹ Applicant's unique citation designation number (optional).² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

1 of 1

Complete if Known

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|------------------------|----------------------|
| Application Number | 10/772,040 |
| Filing Date | 02/04/2004 |
| First Named Inventor | Robert R. Rioux |
| Art Unit | 3739 |
| Examiner Name | Williams, Kenneth C. |
| Attorney Docket Number | 03-0253 (US01) |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|---------------------|-----------------------|---|----------------|
| | 1. | PCT International Search Report for PCT/US2004/032465, Applicant: Scimed Life Systems, Inc., Forms PCT/ISA/210 and 220, dated March 14, 2005 (9 pages) | |
| | 2. | PCT Written Opinion of the International Search Authority for PCT/US2004/032465, Applicant: Scimed Life Systems, Inc., Form PCT/ISA/237, dated March 14, 2005 (4 pages) | |
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| Examiner Signature | Date Considered |
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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